

File No. <div style="text-align: center; border: 1px solid black; padding: 5px; font-weight: bold;">SEARCH WARRANT</div> <div style="text-align: center; border: 1px solid black; padding: 5px; font-weight: bold;">IN THE MATTER OF</div> See Attachment. <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> Date Issued <u>1-10-19</u> </div> <div style="width: 45%;"> Time Issued <u>9:10</u> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM </div> </div> <div style="border: 1px solid black; padding: 2px;"> Name Of Applicant A. Urdaneta </div> <div style="border: 1px solid black; padding: 2px;"> Name Of Additional Affiant </div> <div style="border: 1px solid black; padding: 2px;"> Name Of Additional Affiant </div>		<div style="text-align: center; font-weight: bold; font-size: 1.2em;">STATE OF NORTH CAROLINA</div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="width: 45%;"> Wake _____ County </div> <div style="width: 50%; text-align: right;"> In The General Court Of Justice District/Superior Court Division </div> </div> <p style="margin-top: 20px;">To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:</p> <p>I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.</p> <p>You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.</p> <p>You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.</p> <p>This Search Warrant is issued upon information furnished under oath or affirmation by the person(s) shown.</p>						
<div style="text-align: center; border: 1px solid black; padding: 5px; font-weight: bold;">RETURN OF SERVICE</div> I certify that this Search Warrant was received and executed as follows: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> Date Received <u>1-10-19</u> </div> <div style="width: 45%;"> Time Received <u>9:10</u> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM </div> </div> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> Date Executed <u>1-10-19</u> </div> <div style="width: 45%;"> Time Executed <u>1115</u> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM </div> </div> <div style="border: 1px solid black; padding: 2px; margin-top: 5px;"> <input checked="" type="checkbox"/> I made a search of <u>AROUND - GOOGLE, LLC</u> </div> <div style="border: 1px solid black; padding: 2px; margin-top: 5px;"> _____ as commanded. </div> <div style="margin-top: 10px;"> <input type="checkbox"/> I seized the items listed on the attached inventory. </div> <div style="margin-top: 5px;"> <input checked="" type="checkbox"/> I did not seize any items. </div> <div style="margin-top: 5px;"> <input type="checkbox"/> This Warrant WAS NOT executed within forty-eight (48) hours of the date and time of issuance and I hereby return it not executed. </div>		<div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 30%;"> Date <u>1-10-19</u> </div> <div style="width: 40%;"> Name (type or print) <u>A. Graham Shirley</u> </div> <div style="width: 30%;"> Signature </div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="width: 30%;"> <input type="checkbox"/> Deputy CSC </div> <div style="width: 30%;"> <input type="checkbox"/> Assistant CSC </div> <div style="width: 30%;"> <input type="checkbox"/> CSC </div> <div style="width: 30%;"> <input type="checkbox"/> Magistrate </div> <div style="width: 30%;"> <input type="checkbox"/> District Ct. Judge </div> <div style="width: 30%;"> <input checked="" type="checkbox"/> Superior Ct. Judge </div> </div> <p style="margin-top: 10px; font-size: 0.8em;">NOTE: When issuing a search warrant, the issuing official must retain a copy of the warrant and warrant application and must promptly file them with the clerk. G.S. 15A-245(b).</p> <p style="margin-top: 20px;">This Search Warrant was delivered to me on the date and at the time shown below when the Office of the Clerk of Superior Court is closed for the transaction of business. By signing below, I certify that I will deliver this Search Warrant to the Office of the Clerk of Superior Court as soon as possible on the Clerk's next business day.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 30%;"> Name Of Officer Making Return (type or print) <u>A. URDANETA</u> </div> <div style="width: 15%;"> Date _____ </div> <div style="width: 15%;"> Time <input type="checkbox"/> AM <input type="checkbox"/> PM </div> <div style="width: 30%;"> Name Of Magistrate (type or print) _____ </div> <div style="width: 30%;"> Signature Of Magistrate _____ </div> </div> <p style="margin-top: 10px;">This Search Warrant was returned to the undersigned clerk on the date and time shown below.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 20%;"> Department Or Agency Of Officer Wake Forest Police Department </div> <div style="width: 15%;"> Incident Number 18-003029 </div> <div style="width: 15%;"> Date <u>2/26/19</u> </div> <div style="width: 15%;"> Time <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM </div> <div style="width: 20%;"> Name Of Clerk (type or print) <u>Cynthia H. Robbitt</u> </div> <div style="width: 20%;"> Signature Of Clerk </div> <div style="width: 15%;"> <input checked="" type="checkbox"/> Dep. CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> CSC </div> </div>						

STATE OF NORTH CAROLINA

Wake COUNTY

IN THE GENERAL COURT OF JUSTICE

☐ DISTRICT ☐ SUPERIOR COURT DIVISION

ATTACHMENT – CONTINUATION OF A SEARCH WARRANT

IN THE MATTER OF: Accounts associated with devices that were inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED IN ATTACHMENT II on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

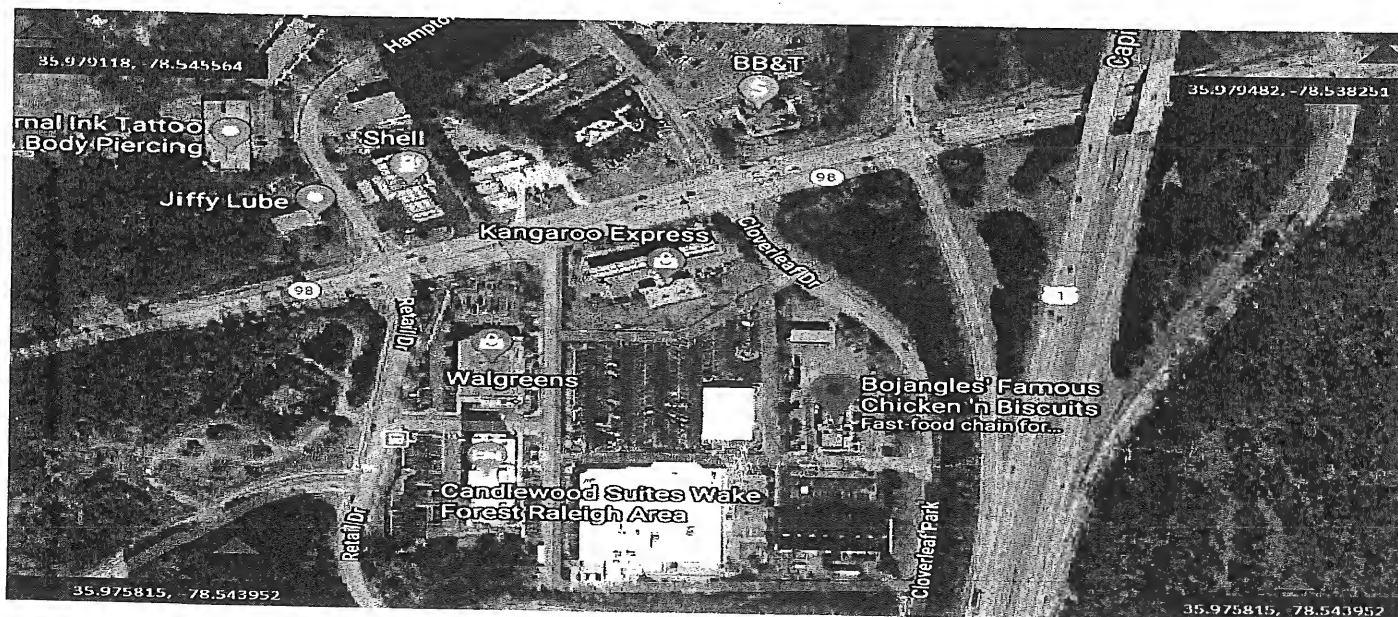
Crimes Under Investigation

NCGS 14-87 Robbery with a Dangerous Weapon

Description of Premises to be Searched

This search warrant applies to the Google Accounts associated with devices that were located inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 on 07/22/2018 between 0300 hours and 0400 hours. This data is maintained on computer servers that are stored at premises controlled by Google LLC, a company that accepts service of legal process at 1600 Amphitheatre Parkway, Mountain View, California 94043.

First Geographical Area (Regarding 10/11/2018):



SWORN BEFORE ME ON

1 / 10 / 14
DATE
NC Superior Court Judge (Signature)
Signature of Applicant

Attachment # 1 of 9

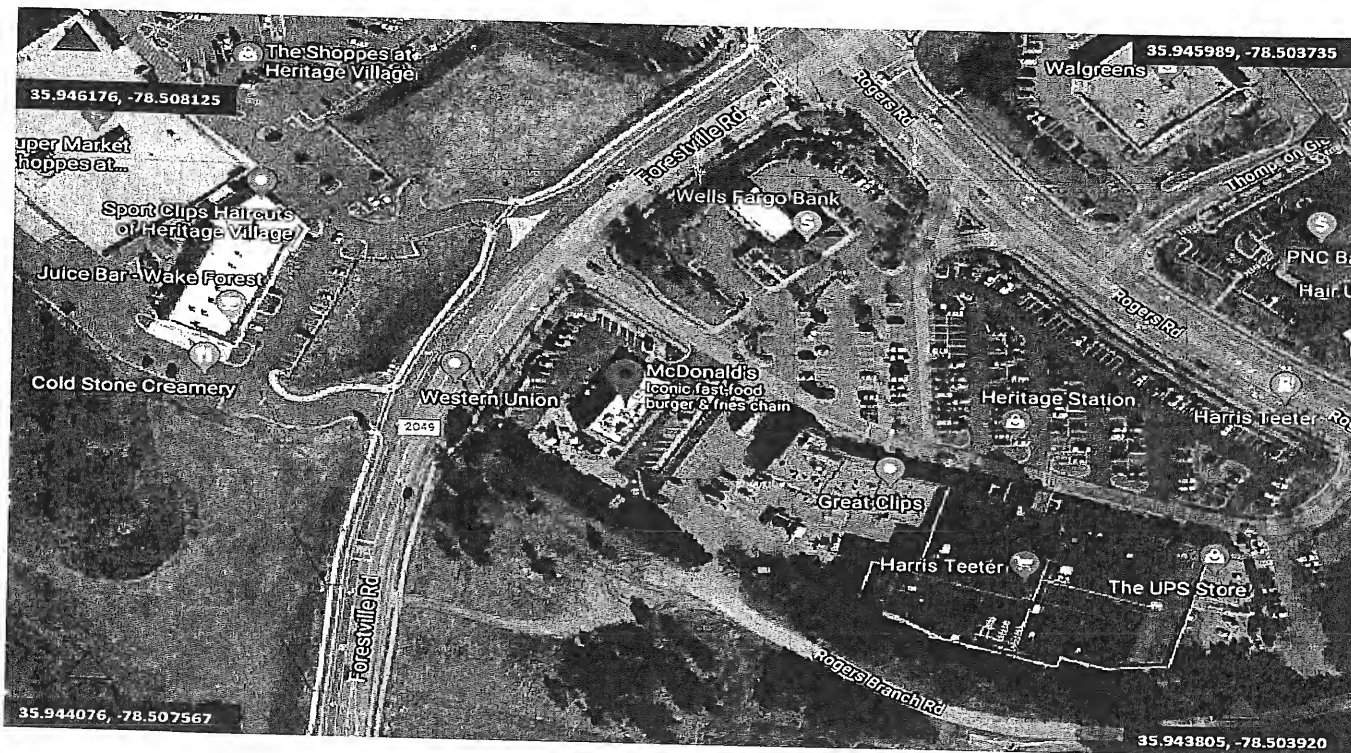
STATE OF NORTH CAROLINA
Wake COUNTY

IN THE GENERAL COURT OF JUSTICE
□ DISTRICT □ SUPERIOR COURT DIVISION

ATTACHMENT – CONTINUATION OF A SEARCH WARRANT

IN THE MATTER OF: Accounts associated with devices that were inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED IN ATTACHMENT II on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

Second Geographical Area (Regarding 07/22/2018):



Items to be Seized

The facts and circumstances outlined in this affidavit brought on by **Detective Alex Urdaneta** suggest that there is probable cause to believe evidence of the commission of the crime of **Robbery with Dangerous Weapon**, a violation of North Carolina General Statute **14-87** (hereinafter "Subject Offense"), may be found within computer servers maintained or controlled by Google, LLC or Google Payment Corp. Such accounts are described further in ATTACHMENTS I AND II (hereinafter "the Accounts") stored at premises controlled by Google LLC, a company that accepts service of legal process at 1600 Amphitheatre Parkway, Mountain View, California 94043. The following material is sought for the time periods of **2300 hours on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND 0300 hours and 0400 hours (EST) on 07/22/2018.**

SWORN BEFORE ME ON

1/10/19
DATE

[Signature]
NC Superior Court Judge (Signature)

[Signature]
Signature of Applicant

Attachment # 2 of 9

STATE OF NORTH CAROLINA

Wake COUNTY

IN THE GENERAL COURT OF JUSTICE


☐ DISTRICT ☐ SUPERIOR COURT DIVISION

ATTACHMENT – CONTINUATION OF A SEARCH WARRANT

IN THE MATTER OF: Accounts associated with devices that were inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED IN ATTACHMENT II on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

1. For each type of Google account that is associated with a device that was inside the geographical areas described further in ATTACHMENT I AND II, **during the time frames listed above**, Google will provide **"anonymized information"** regarding the Accounts that are associated with a device that was inside the described geographical area during the time frame described above. This **"anonymized information"** will include a numerical identifier for the account, the type of account, time stamped location coordinates and the data source that this information came from if available. The information initially provided by Google will not contain any further content or information identifying the user of a particular device or account.
2. Law enforcement officers will review this **"anonymized information"** provided by Google, LLC. in an effort to narrow down the list of accounts associated with devices identified in the **"anonymized information"**. Law enforcement officers will attempt to narrow down the list by reviewing the time stamped location coordinates for each account and comparing that against the known time and location information that is specific to this crime.
3. Law enforcement officers will return a list that they have attempted to narrow down. This list will still be identified by the **"anonymized information"** described above. After this review by Law Enforcement and upon request, Google, LLC. shall produce **"contextual data points with points of travel outside of the geographical area"** described further in ATTACHMENT II of this Application for Search Warrant. **The time frame will be expanded for this production of "contextual data points with points of travel outside of the geographical area" for 30 minutes before AND 30 minutes after the initial search time period of 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND between 0300 hours and 0400 hours (EST) on 07/22/2018 . This expanded time frame will be from 2230 hours on 10/10/2018 and 0130 hours (EST) on 10/11/2018 AND 0230 hours and 0430 hours (EST) on 07/22/2018.** Google LLC. shall provide this additional information to Law Enforcement for review.
4. Law Enforcement officers will review this additional information along with the **"anonymized information"** and will attempt to narrow down the list by comparing this additional information regarding travel and time against the known time and location information that is specific to this crime.
5. After review and upon request by Law Enforcement, Google LLC shall provide identifying account information / CSI for the account/s requested by Law Enforcement. This identifying account information / CSI shall include all of the following that are available: user name and subscriber information to include date of birth if available, account type and account number, email addresses associated with the account, electronic devices associated with the account and their identifying make, model and other identifying numbers, telephone numbers associated with the account including telephone numbers used to set up the account, verify the account or to receive assistance with the account, and Google Voice phone numbers associated with the account.

SWORN BEFORE ME ON

1/10/19
DATE

NC Superior Court Judge (Signature)

Signature of ApplicantAttachment # 3 of 9

STATE OF NORTH CAROLINA

Wake COUNTY

IN THE GENERAL COURT OF JUSTICE

☐ DISTRICT ☐ SUPERIOR COURT DIVISION

ATTACHMENT – CONTINUATION OF A SEARCH WARRANT

IN THE MATTER OF: Accounts associated with devices that were inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED IN ATTACHMENT II on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

Affiant Information


I am a Detective for the Wake Forest Police Department assigned to the Criminal Investigation Division. I have been employed with the Wake Forest Police Department since August of 2014 and assigned to the Criminal Investigation Division since October of 2016. Prior to my employment with the Wake Forest Police Department, I was employed by the Youngsville Police Department where I served from March of 2012 until August of 2014. Prior to this, I was trained at the Durham Police Department in 2011 where I received over 900 hours of Basic Law Enforcement Training. As a law enforcement officer, I have investigated and participated in investigations of adults and juveniles, both as suspects and victims of crimes. My assignments and experiences have included the investigation of property crimes, crimes of violence, financial crimes, and crimes against children. During the past 7 years as a law enforcement officer, I have received, and continue to receive specialized training through schools and law enforcement agencies. This has included specialized training in cybercrime and social media investigations, financial crimes, death investigations, interview and interrogation, and legal training. I currently hold an Advanced Law Enforcement Certification awarded by the North Carolina Criminal Justice Education and Training Standards Commission and a Bachelor's Degree in Biology from Wake Forest University.


Facts to Establish Probable Cause

1. The Wake Forest Police Department and other local law enforcement agencies are investigating a pattern of armed robberies from McDonalds and Bojangles restaurants. At least seven (7) robberies are thought to be related and part of this pattern. It appears that at least two (2) suspects are involved, as the video surveillance has revealed that one suspect goes into the restaurant to commit the robbery while a second suspect waits in a getaway vehicle nearby. The suspect description and mode of operation are similar in each of these cases. On 07/22/2018 between 0300 and 0400 hours (EST), the McDonalds located at 1001 Forestville Road, Wake Forest, NC 27587 was robbed and then on 10/11/2018 the Bojangles at 12109 Cloverleaf Drive, Wake Forest, NC 27587 was robbed.
2. At the robbery of the McDonalds at 1001 Forestville Road in Wake Forest, the suspect accosted an employee who was opening the business and forced her inside of the restaurant. A suspect armed with a handgun forced the employee to open the safe and place the money therein in a duffle bag provided by the suspect. The suspect then forced the employee into the restaurant cooler and shut the door before fleeing with the money.
3. At the robbery of Bojangles at 12109 Cloverleaf Drive in Wake Forest, the suspect accosted two employees in the parking lot of the restaurant after closing. The suspect fired a round from a handgun into the air. The suspect forced the employees inside of the restaurant. The suspect forced one employee to open the safe and place the

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1/10/19
DATE


NC Superior Court Judge (Signature)


Signature of Applicant

Attachment # 4 of 9

STATE OF NORTH CAROLINA

Wake COUNTY

IN THE GENERAL COURT OF JUSTICE

☐ DISTRICT ☐ SUPERIOR COURT DIVISION

ATTACHMENT – CONTINUATION OF A SEARCH WARRANT

IN THE MATTER OF: Accounts associated with devices that were inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED IN ATTACHMENT II on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

money therein in a bag provided by the suspect. Again, the suspect forced the employees into the cooler before fleeing the restaurant with the money. Significant efforts to identify the suspects involved in these robberies have not yet proven who is involved.

4. This applicant knows that a cellular telephone or mobile telephone is a handheld wireless device primarily used for voice, text, and data communication through radio signals. Cellular telephones send signals through networks of transmitter/receivers called "cells" or "cell sites," enabling communication with other cellular telephones or traditional "landline" telephones. Cellular telephones rely on cellular towers, the location of which may provide information on the location of the subject telephone. Cellular telephones may also include global positioning system ("GPS") or other technology for determining a more precise location of the device.
5. This applicant also knows that Google is a company, which, among other things, provides electronic communication services to subscribers, including email services. Google allows subscribers to obtain email accounts at the domain name gmail.com and/or google.com. Subscribers obtain an account by registering with Google. A subscriber using the Provider's services can access his or her email account from any computer/device connected to the Internet.
6. This applicant knows that Google has also developed a proprietary operating system for mobile devices, including cellular phones, known as Android. Nearly every cellular phone using the Android operating system has an associated Google account, and users are prompted to add a Google account when they first turn on a new Android device.
7. Based on this applicant's training and experience, this applicant knows that Google collects and retains location data from Android-enabled mobile devices when a Google account user has enabled Google location services. Google can also collect location data from non-Android devices if the device is registered to a Google account and the user has location services enabled. The company uses this information for location-based advertising and location-based search results and stored such data in perpetuity unless it is manually deleted by the user. This location information is derived from GPS data, cell site/cell tower information, Bluetooth connections, and Wi-Fi access points.
8. This applicant knows that location data can assist investigators in forming a fuller geospatial understanding and timeline related to a specific criminal investigation; and may tend to identify potential witnesses and/or suspects. Such information can also aid investigators in possibly inculcating or exculpating persons of interest.
9. Additionally, location information can be digitally integrated into image, video, or other computer files associated with a Google account and can indicate the geographic location of the accounts user at a particular date and time (e.g., digital cameras, including on cellular telephones, frequently store GPS coordinates indicating where a photo was taken in the "metadata" of an image file).

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1/10/19
DATE



NC Superior Court Judge (Signature)



Signature of Applicant

Attachment # 5 of 7

STATE OF NORTH CAROLINA

Wake COUNTY

IN THE GENERAL COURT OF JUSTICE

☐ DISTRICT ☐ SUPERIOR COURT DIVISION

ATTACHMENT – CONTINUATION OF A SEARCH WARRANT

IN THE MATTER OF: Accounts associated with devices that were inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED IN ATTACHMENT II on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

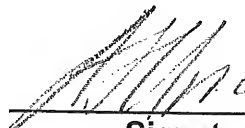
10. This applicant respectfully submits that there is probable cause to believe that information stored on the Providers' servers associated with the Google accounts and/or devices located at the location and timeframe specified in ATTACHMENT II, will contain evidence, fruits and instrumentalities of the Subject Offense. The State of North Carolina maintains that the information sought herein consists entirely of "record(s)" other than the "contents of communications" which is the subject to the provisions outlined in 18 U.S.C. § 2703(d). Such records, requires only a showing that there are reasonable grounds to believe that the information sought is relevant and material to an ongoing criminal investigation (See 18 U.S.C. § 2703(c)(1)(A)). Despite this, Google has indicated that it believes a search warrant, and not a court order, is required to obtain the location data sought in this application. Although the Government disagrees with Google's position, because there is probable cause to believe that the information sought herein will contain evidence of the criminal offense specified in this affidavit, the Government is seeking a search warrant in this case.

SWORN BEFORE ME ON

1 / 10 / 19
DATE



NC Superior Court Judge (Signature)



Signature of Applicant

Attachment # 6 of 9

STATE OF NORTH CAROLINA

Wake COUNTY

IN THE GENERAL COURT OF JUSTICE

☐ DISTRICT ☐ SUPERIOR COURT DIVISION

ATTACHMENT – CONTINUATION OF A SEARCH WARRANT

IN THE MATTER OF: Accounts associated with devices that were inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED IN ATTACHMENT II on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

APPLICATION

FOR ORDER TO PREVENT DISCLOSURE TO THE USERS WITH ACCOUNTS INVOLVED OF THE EXISTENCE OF A SEARCH WARRANT RELATED TO GOOGLE ACCOUNTS ASSOCIATED DEVICE INSIDE THE FOLLOWING AREA, DURING THE FOLLOWING TIME FRAME: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED BELOW on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

NOW COMES **Detective Alex Urdaneta** of the Wake Forest Police Department, and petitions the Court to authorize an order to prevent disclosure of the search warrant dated below to the users with accounts involved. Said search warrant authorizing the search of Google servers for accounts associated devices that were inside the following area, during the following time frame: **NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA NW Corner 35.946176, -78.508125, NE Corner 35.945989, -78.503735, SW Corner 35.944076, -78.507567, SE Corner on 07/22/2018 between 0300 hours and 0400 hours on 07/22/2018 between 0300 hours and 0400 hours (EST).**

Pursuant to 18 U.S.C. § 2705(b), and 3103a(b), this applicant requests that the proposed order direct the provider, and all other communications providers, persons or entities who are obligated by the proposed warrant to provide assistance to the investigative agency, not to disclose in any manner, directly or indirectly, by any action or inaction, to the subscriber(s) or to any other person, the existence of the proposed warrant, in full or redacted form, the existence of the legal request or the existence of this investigation, unless otherwise ordered by this Court; and that the identity of any account users included within the search results may be redacted from any copy of the proposed warrant to be served on any service provider or other person.

The existence and scope of this ongoing criminal investigation is not publicly known. As a result, premature public disclosure of this affidavit or the requested warrant could alert potential criminal targets that they are under investigation, causing them to destroy evidence, flee from prosecution, or otherwise seriously jeopardize the investigation. In light of the serious nature of the crime under investigation, premature revelation of this investigation may alert dangerous targets that they have been identified by others and endanger the safety of witnesses who have been cooperating with the Government.

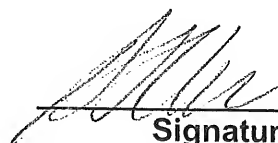
Accordingly, there is reason to believe that, were the Provider to notify subscribers or users of the Subject Accounts or others of the existence of the warrant, the investigation would be seriously jeopardized. Pursuant to 18 U.S.C. § 2705(a),

SWORN BEFORE ME ON

1 / 10 / 19
DATE



NC Superior Court Judge (Signature)



Signature of Applicant

Attachment # 7 of 9

STATE OF NORTH CAROLINA

Wake COUNTY

IN THE GENERAL COURT OF JUSTICE

☐ DISTRICT ☐ SUPERIOR COURT DIVISION

ATTACHMENT – CONTINUATION OF A SEARCH WARRANT

IN THE MATTER OF: Accounts associated with devices that were inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED IN ATTACHMENT II on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

I therefore respectfully request that the Court direct the Provider not to notify any person of the existence of the warrant for a period of 90 days from issuance, subject to extension upon application to the Court, if necessary.

For similar reasons, I respectfully request that the accompanying warrant and all papers submitted herewith be maintained under seal until the Court orders otherwise, except that the Government be permitted without further order of this Court to provide copies of the warrant and affidavit as need be to personnel assisting it in the investigation and prosecution of this matter, and to disclose those materials as necessary to comply with discovery and disclosure obligations in any prosecutions related to this matter.

ORDER

TO PREVENT DISCLOSURE TO THE USERS WITH ACCOUNTS INVOLVED OF THE EXISTENCE OF A SEARCH WARRANT RELATED TO GOOGLE ACCOUNTS ASSOCIATED DEVICE INSIDE THE FOLLOWING AREAS AND TIME FRAMES: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED NW Corner 35.946176, -78.508125, NE Corner 35.945989, -78.503735, SW Corner 35.944076, -78.507567, SE Corner during the following time frame: 07/22/2018 between 0300 hours and 0400 hours (EST), said search warrant dated below.

THIS MATTER having come before me on a petition by the Wake Forest Police Department and it appearing to the court that public release of the information related to this search warrant would be detrimental to an ongoing criminal investigation related to this search warrant dated below, authorizing the search of Google servers for accounts associated devices that were inside the following area, during the following time frame: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA NW Corner 35.946176, -78.508125, NE Corner 35.945989, -78.503735, SW Corner 35.944076, -78.507567, SE Corner on 07/22/2018 between 0300 hours and 0400 hours (EST).

Pursuant to 18 U.S.C. § 2705(b), 3123(d), and 3103a(b), it is ordered that the provider, and all other communications providers, persons or entities who are obligated by the proposed order to provide assistance to the investigative agency, not to disclose in any manner, directly or indirectly, by any action or inaction, to the subscriber(s) or to any other person, the existence of the proposed warrant, in full or redacted form, the existence of the legal request, or the existence of this investigation, unless otherwise ordered by this Court; and that the identity of any account users included within the search results may be redacted from any copy of the proposed warrant to be served on any service provider or other person. Specifically, being as disclosure of the requested order and investigation would likely result in continued flight from

SWORN BEFORE ME ON

1/10/19
DATE


NC Superior Court Judge (Signature)


Signature of Applicant

Attachment # 8 of 9

STATE OF NORTH CAROLINA

Wake COUNTY

IN THE GENERAL COURT OF JUSTICE

☐ DISTRICT ☐ SUPERIOR COURT DIVISION

ATTACHMENT – CONTINUATION OF A SEARCH WARRANT

IN THE MATTER OF: Accounts associated with devices that were inside the following geographical area: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 during the following time frame: 2300 hours (EST) on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED IN ATTACHMENT II on 07/22/2018 between 0300 hours and 0400 hours, data maintained on computer servers controlled by Google, LLC.

testimony, a modification of the suspect's activities or the activities of those with whom the suspect communicates and associates, or the destruction or tampering of evidence; and would otherwise seriously jeopardize the investigation; the applicant further requests, pursuant to the delayed notice provisions of 18 U.S.C. § 2705(a), for an order delaying any notification to the subscriber or customer that may be required by 18 U.S.C. § 2703(b) to obtain the contents of communications, for a period of ninety (90) days.

THEREFORE, IT IS ORDERED that the search warrant dated below, not be disclosed to the users with accounts involved or other parties for a period of ninety (90) days. Said search warrant authorizing the search of Google servers for accounts associated devices that were inside the following areas, during the following initial time frame: NW Corner 35.979118, -78.545564, NE Corner 35.979482, -78.538251, SW Corner 35.975815, -78.543952, SE Corner 35.975815, -78.543952 between 2300 hours on 10/10/2018 and 0100 hours (EST) on 10/11/2018 AND A SECOND GEOGRAPHICAL AREA DESCRIBED ABOVE on 07/22/2018 between 0300 hours and 0400 hours (EST).

SWORN BEFORE ME ON

11/10/19

DATE



NC Superior Court Judge (Signature)



Signature of Applicant

Attachment # 2 of 2